

<div>(12/02)</div> <div>United States Bankruptcy Court</div>		<div>IN VOLUNTARY</div> <div>PETITION</div>	
<div>Western</div> <div>District of New York</div>			
<div>IN RE (Name of Debtor - If Individual: Last, First, Middle)</div> <div>RUDIN, Michael B.</div>		<div>ALL OTHER NAMES used by debtor in the last 6 years (Include married, maiden, and trade names.)</div>	
<div>SOC. SEC./TAX I.D. NO. (If more than one, state all.)</div> <div>068-36-4653</div>			
<div>STREET ADDRESS OF DEBTOR (No. and street, city, state, and zip code)</div> <div>3760 Rush-Mendon Road Mendon, New York 14506</div> <div>COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS Monroe</div>		<div>MAILING ADDRESS OF DEBTOR (If different from street address)</div>	
<div>LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from previously listed addresses)</div>			
<div>CHAPTER OF BANKRUPTCY CODE UNDER WHICH PETITION IS FILED</div> <div><input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 11</div>			
<div>INFORMATION REGARDING DEBTOR (Check applicable boxes)</div> <div><div>Petitioners believe: <input type="checkbox"/> Debts are primarily consumer debts <input checked="" type="checkbox"/> Debts are primarily business debts (complete sections A and B)</div><div><div>A. TYPE OF BUSINESS (Check one) <input checked="" type="checkbox"/> Professional <input type="checkbox"/> Transportation <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Retail/Wholesale <input type="checkbox"/> Manufacturing/ <input type="checkbox"/> Construction <input type="checkbox"/> Railroad <input type="checkbox"/> Mining <input type="checkbox"/> Real Estate <input type="checkbox"/> Stockbroker <input type="checkbox"/> Other</div><div><div>B. BRIEFLY DESCRIBE NATURE OF BUSINESS</div><div>Former attorney; officer and director of Bristol Group of New York, Ltd.</div></div><div>TYPE OF DEBTOR <input checked="" type="checkbox"/> Individual <input type="checkbox"/> Corporation Publicly Held <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation Not Publicly Held <input type="checkbox"/> Other: _____</div></div></div>			
<div>VENUE</div> <div><input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in the District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> A bankruptcy case concerning debtor's affiliate, general partner or partnership is pending in this District.</div>			
<div>PENDING BANKRUPTCY CASE FILED BY OR AGAINST ANY PARTNER OR AFFILIATE OF THIS DEBTOR (Report information for any additional cases on attached sheets.)</div>			
<div>Name of Debtor</div>		<div>Case Number</div>	<div>Date</div>
<div>Relationship</div>		<div>District</div>	<div>Judge</div>
<div>ALLEGATIONS (Check applicable boxes)</div> <div>1. <input checked="" type="checkbox"/> Petitioner(s) are eligible to file this petition pursuant to 11 U.S.C. § 303(b). 2. <input checked="" type="checkbox"/> The debtor is a person against whom an order for relief may be entered under title 11 of the United States Code. 3.a. <input checked="" type="checkbox"/> The debtor is generally not paying such debtor's debts as they become due, unless such debts are the subject of a bona fide dispute; or b. <input type="checkbox"/> Within 120 days preceding the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.</div>		<div>COURT USE ONLY</div> <div>U.S. BANKRUPTCY COURT W.D.N.Y. - ROCHESTER</div> <div>03 DEC 12 AM 8:58</div> <div>FILED</div>	

*If a child support creditor or its representative is a petitioner, and if the petitioner files the form specified in § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.*

Name of Debtor \_\_\_\_\_  
Case No. \_\_\_\_\_ (court use only)

**TRANSFER OF CLAIM**

☐ Check this box if there has been a transfer of any claim against the debtor by or to any petitioner. Attach all documents evidencing the transfer and any statements that are required under Bankruptcy Rule 1003(a).

**REQUEST FOR RELIEF**

Petitioner(s) request that an order for relief be entered against the debtor under the chapter of title 11, United States Code, specified in this petition.

Petitioner(s) declare under penalty of perjury that the foregoing is true and correct according to the best of their knowledge, information, and belief.

X  
Signature of Petitioner or Representative (State title)  
Dale E. Baker December 12, 2003  
Name of Petitioner Date Signed  
Name & Mailing  
Address of Individual Shorebird Apartments  
1362 South Vineyard  
Signing in Representative Apt. 1118  
Capacity Mesa, Arizona 85210

X Thomas J. Wirth  
Signature of Attorney Date  
Jackie Fleischmann & Muel, LLP  
Name of Attorney Firm (If any)  
39 State Street, Suite 200, Roch., NY 14614  
Address  
(585) 262-3640  
Telephone No.

X [Signature]  
Signature of Petitioner or Representative (State title)  
Name of Petitioner Date Signed  
Name & Mailing  
Address of Individual  
Signing in Representative  
Capacity

X  
Signature of Attorney Date  
Name of Attorney Firm (If any)  
Address  
Telephone No.

X [Signature]  
Signature of Petitioner or Representative (State title)  
Karen Volturro December 11, 2003  
Name of Petitioner Date Signed  
Name & Mailing  
Address of Individual 154 New Wickham Drive  
Penfield, NY 14526  
Signing in Representative  
Capacity

X  
Signature of Attorney Date  
Name of Attorney Firm (If any)  
Address  
Telephone No.

**PETITIONING CREDITORS**

Name and Address of Petitioner <u>Dale E. Baker, Shorebird Apartments</u> <u>1362 South Vineyard, Apt. 1118, Mesa, AZ 85210</u>	Nature of Claim <u>Fraud, breach of</u> <u>Securities Agreement</u>	Amount of Claim <u>\$144,000 plus</u> <u>atty fees+interest</u>
Name and Address of Petitioner <u>Karen Volturro, 154 New Wickham Drive</u> <u>Penfield, NY 14526</u>	Nature of Claim <u>Restitution, grand larceny,</u> <u>3rd degree</u>	Amount of Claim <u>\$43,062.16</u>
Name and Address of Petitioner	Nature of Claim	Amount of Claim
Note: If there are more than three petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's signature under the statement and the name of attorney and petitioning creditor information in the format above.		Total Amount of Petitioners' Claims <u>\$187,062.16 plus</u> <u>atty fees &amp; interest</u>

\_\_\_\_ continuation sheets attached

FILED  
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U.S. BANKRUPTCY COURT  
W.D.N.Y. - ROCHESTER